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Attorney for DENNIS DIRICCO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DENNIS DIRICCO,

Defendant.

Case No. CR 06-0504 WHA

**STIPULATION AND ~~PROPOSED~~  
ORDER TO VACATE COURT DATE**

Date: April 9, 2007

Time: 2:00 p.m.

Court: Hon. William H. Alsup

**STIPULATION**

Defendant Dennis DiRicco, by and through his counsel, Edward W. Swanson, and the United States, by and through Assistant United States Attorney Robin Harris, hereby stipulate and agree as follows:

1) A hearing in the above-captioned matter is currently scheduled for April 9, 2007 at 2:00 p.m. This date was originally set for a hearing on a defense motion challenging the indictment. As counsel for Mr. DiRicco indicated on March 13, counsel has decided not to bring a facial challenge to the indictment.

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2) The parties therefore agree that the April 9 court date should be vacated. Pursuant to the Court's March 26 order, the next hearing on this matter will be on April 24 at 2:00 p.m.

IT IS SO STIPULATED.

DATED: April 2, 2007

/s/  
Edward W. Swanson  
SWANSON, MCNAMARA & HALLER LLP  
Counsel for Defendant DENNIS DIRICCO


DATED: April 2, 2007

/s/  
Robin Harris  
Assistant United States Attorney

### ORDER

Pursuant to stipulation, it is HEREBY ORDERED that the hearing currently on calendar for April 9, 2007 at 2:00 p.m. be vacated. The next appearance in this matter will be Tuesday, April 24, 2007 at 2:00 p.m.

DATED: April 3, 2007

  
Hon. William H. Alsup  
United States District Judge